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November 1, 2006

Tom Gallagher
Division of Water Resources
901 S. Stewart St., Ste. 2002
Carson City, NV 89701-5250

Re: LCB File No. R009-06


Dear Mr. Gallagher:

Please substitute the enclosed pages 55 and 56, which replace pages 55 and 56 of the above regulation adopted by the State Engineer and filed with the Secretary of State on June 1, 2006, and which were replaced on October 17, 2006.

By copy of this letter we are asking the State Library and Archives Administrator to also replace pages 55 and 56 with the enclosed pages in their copy of the above regulation.

Very truly yours,

Brenda J. Erdoes
Legislative Counsel

By 
Ann M. Iverson
Senior Deputy Legislative Counsel

AMI/dlc

Enclosures

cc: State Library and Archives Administrator

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STATE ENGINEER'S OFFICE

(g) A notarized affidavit provided by the Division and signed by the owner of the land where the well will be located or his authorized agent which states that the owner of the land will be responsible for plugging the well if it is abandoned;

(h) Any available data to categorize the hydraulic heads, water quality and permeability characteristics of the aquifer;

(i) A monitoring plan; and

(j) Any other information required pursuant to the provisions of this chapter.

4. After reviewing the request, the State Engineer will issue a written notice of his decision to the owner of the well.

5. Each waiver will bear a unique number preceded by the letter "R." The notice of intent to drill submitted to the Division pursuant to NAC 534.320 and the record of work submitted to the Division pursuant to NRS 534.170 must bear this number.

6. The well driller shall ensure that the well complies with the provisions of the waiver and have a copy of the waiver in his possession when he drills the well.

7. The water from the well may not be used for any purpose other than the purpose set forth in the waiver without the written approval of the State Engineer.

Sec. 47. Section 4 of this regulation is hereby amended to read as follows:

Sec. 4. 1. A well driller may renew his well-drilling license by submitting a renewal application to the Division. The renewal application must:

(a) Be completed and signed by the well driller on a form provided by the Division;

(b) Be accompanied by the renewal fee prescribed in NRS 534.140; and

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(c) Except as otherwise provided in paragraph (b) of subsection 5 of section 7 of this regulation, subsection 6 of section 7 of this regulation and subsection 4 of NAC 534.293, include documentation satisfactory to the Division that the applicant has completed ~~{four}~~ *eight* credit units of continuing education within the previous year beginning July 1 and ending June 30.

2. If the State Engineer has notified a well driller during the previous year that the well driller has violated a provision of this chapter or chapter 534 of NRS related to welding involving work that does not comply with the construction standards for wells, the well driller must obtain a certificate as a certified welder from the American Welding Society or another similar organization approved by the Division and include the certificate with his application for renewal of his license.

Sec. 48. 1. This section and sections 1 to 46, inclusive, of this regulation become effective on the date on which the regulation is filed by the Legislative Counsel with the Secretary of State.

2. Section 47 of this regulation becomes effective on July 1, 2008.

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